

**WORKMAN | NYDEGGER**

1000 Eagle Gate Tower
60 East South Temple
Salt Lake City, Utah 84111
Phone: (801) 533-9800
Fax: (801) 328-1707

FAX TRANSMISSION COVER SHEET

Date: January 20, 2006
To: United States Patent & Trademark Office
Issue Fee
Art Unit 2821
Examiner Hung T. Vy
Fax: 571-273-2885
Phone:
From: Mandy Lomeli for Eric L. Maschoff
Re: Application No. 10/722,087
Filed November 25, 2003
Docket No.: 15436.253.72.2

YOU SHOULD RECEIVE 6 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU
DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 801-533-9800

Comments:

PRIVILEGED AND CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL. INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Philip D. Shapiro et al.		Docket No. 15436.253.72.2	
Application No. 10/722,087	Filing Date November 23, 2005	Examiner Hung T. Vy	Group Art Unit 2821
Invention: OPERATIONAL AMPLIFIER FOR OPTICAL TRANSCEIVER			
<p>I hereby certify that this _____ See below* (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 571-273-2885)</p> <p>on January 20, 2006 (Date)</p> <p style="text-align: right;">Mandy Lomeli (Typed or Printed Name of Person Signing Certificate)</p> <p style="text-align: right;"><i>Mandy Lomeli</i> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p> <ul style="list-style-type: none"> • Transmittal of Payment of Issue Fee (1 pg.) • PTOL-85 Part B Fee Transmittal (1 pg.) • Comments on Examiner's Statement of Reasons for Allowance (1 pg.) • PTO-2038 Credit Card Form in amount of \$1,403.00 (1 pg.) • Certificate of Transmission by Facsimile (1 pg.) 			

JAN-20-2006 FRI 03:29 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 03

TRANSMITTAL OF PAYMENT OF ISSUE FEE (Large Entity) JAN 20 2006 (37 C.F.R. 1.311)				Docket No. 15436.253.72.2	
Applicant(s): Philip D. Shapfro et al.					
Application No. 10/722,087	Filing Date November 25, 2003	Examiner Hung T. Vy	Customer No. 022913	Group Art Unit 2821	Confirmation No. 7969
Invention: OPERATIONAL AMPLIFIER FOR OPTICAL TRANSCEIVER					

Mail Stop Issue Fee
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Transmitted herewith are the following for the above-identified application.

- ☒ Issue Fee Transmittal Form PTOL-85
☒ Utility Fee: \$ 1400.00 ☐ Design Fee: _____ ☐ Plant Fee: _____
☐ Publication Fee: _____
☐ A check in the amount of _____ is attached.
☒ The Director is hereby authorized to charge and credit Deposit Account No. 23-3178 as described below.
☐ Charge the amount of _____
☒ Credit any overpayment.
☒ Charge any additional fee required.
☒ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Eric L. Maschoff
 Signature

Dated: January 20, 2006

ERIC L. MASCHOFF
 Attorney for Applicants
 Registration No.: 36,596

cc:

Certificate of Transmission by Facsimile
 This certificate may only be used if paying
 by deposit account.

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. _____) on _____

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing by First Class Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

JAN-20-2006 FRI 03:31 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 05

PATENT APPLICATION
Docket No: 15436.253.72.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Philip D. Shapiro et al.

Serial No: 10/722,087

Filed: November 25, 2003

For: OPERATIONAL AMPLIFIER FOR OPTICAL
TRANSCIVER

Examiner: Hang T. Vy

) Art Unit
) 2821COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCEMail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully disagrees with the Examiner's statement of reasons for allowance as set forth in the communications mailed on October 21, 2005. The Applicant concurs with the Examiner's conclusion that the prior art does not suggest or render obvious the claimed invention. However, Applicant submits that it is the claim as a whole, rather than any particular limitation, that makes each of the claims in the above-identified application allowable. No single limitation should be construed as the reason for allowance of a claim because it is each of the elements of the claim that distinguish the claim from the prior art and make it allowable.

Respectfully submitted,

Dated: January 20, 2006

By: ERIC L. MASCHIOFF
Attorney for Applicant
Registration No. 36,596
Customer No. 0229131-1 Mail
W:15436253 72.2/M1.000000717V001.DXX